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Attorney Docket No. MCIC-105/00US

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

A SYSTEM, METHOD AND ARTICLE OF MANUFACTURE FOR SELECTING A GATEWAY OF A HYBRID COMMUNICATION SYSTEM ARCHITECTURE

the specification of which:

☐ is attached hereto.

☒ was filed on November 18, 1996, and identified as Attorney Docket No. MCIC-105/00US.

☒ was filed on November 18, 1996, as Application Serial No. 08/746,901.

and

☐ the amendment(s) of which were filed on .

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with title 37, code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s) (Country) (Number) (Day/Month/Year Filed) Priority Claimed (Yes/No)

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Appl. Ser. No.

Filing Date

Status (Pat'd./Pend./Aband.)

I hereby appoint:

Richard L. Neeley	<u>30,092</u>	Marcella Lillis	<u>36,583</u>
Willis E. Higgins	<u>23,025</u>	Craig P. Opperman	<u>37,078</u>
Tom M. Moran	<u>26,314</u>	Melya J. Hughes	<u>38,696</u>
John W. Girvin, Jr.	<u>22,706</u>	Keith Stephens	<u>32,632</u>
Nina M. Ashton	<u>37,273</u>	Gurjeev K. Sachdeva	<u>37,434</u>
Jackie N. Nakamura	<u>35,966</u>	Alexandra J. Baran	<u>39,101</u>
Peter R. Leal	<u>24,226</u>		

my attorneys and agents with full power of substitution and revocation to prosecute my above-identified application for Letters Patent and to transact all business in the Patent Office connected therewith.

I further direct that correspondence concerning this application be directed to

COOLEY GODWARD LLP
Five Palo Alto Square
3000 El Camino Real
Palo Alto, California 94306-2155
Telephone (415) 843-5000.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Isaac K. Elliott ¹⁻⁰⁰

Inventor's signature Isaac K. Elliott Date 1-22-97

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